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15 CITY OF OAKLAND

16 **UNITED STATES DISTRICT COURT**  
17 **NORTHERN DISTRICT OF CALIFORNIA**  
18 **SAN FRANCISCO DIVISION**

19 **ROBERT VALLADON,**

20 **CASE NO. C06-7478 SI**

21 Plaintiff,

22 **JOINT STIPULATION AND [PROPOSED]**  
23 **ORDER FOR DISMISSAL WITH**  
24 **PREJUDICE OF SUBGROUPS H**  
25 **(SURVEILLANCE), I (WARRANT**  
26 **SERVICE), J (TRAINING), K**  
27 **(FIREARMS QUALIFICATION), L**  
28 **(INSTRUCTOR TIME) & M (MEDICAL**  
29 **EXAMINATIONS)**

30 v.

31 **CITY OF OAKLAND,**

32 Defendant.

33 The parties to this action, by and through their attorneys of record do hereby agree and  
34 stipulate that:

35 (1) Plaintiffs Robert Valladon et al. and all of the officers in the following six subgroups  
36 shall and do dismiss with prejudice all of the claims which are asserted in subgroups H  
37 (Surveillance), I (Warrant Service), J (Training), K (Firearms Qualifications), L (Instructor  
38 Time) and M (Medical Examinations);

39 (2) With respect to these subgroups, the parties agree that each shall bear his/its/their  
40 attorney's fees and costs as to these subgroups only;

1 (3) The parties agree that no adverse inferences shall be drawn from the withdrawal of  
2 these claims;

3 (4) The parties agree and Defendant requests that the currently pending summary judgment  
4 motions with respect to each of these subgroups shall be withdrawn. Those motions are at docket  
5 numbers 205 (J and K), 202 (L) and a portion of 196 (H and I). [No motion was filed with regard  
6 to subgroup M].

7 **IT IS SO STIPULATED.**

8 Dated: July 2, 2009

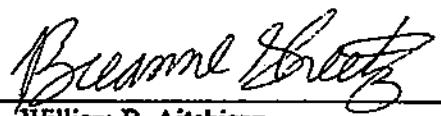
MEYERS, NAVF, RIBACK, SILVER & WILSON

9 By: 

10 Geoffrey Spellberg  
11 Attorneys for Defendant  
12 CITY OF OAKLAND

13 Dated: July 2, 2009

14 AITCHISON & VICK/RAINS LUCIA

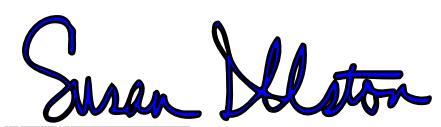
15 By: 

16 William B. Aitchison  
17 Breanne Sheetz  
18 Attorneys for Plaintiff  
19 ROBERT VALLADON

20 **ORDER**

21 Pursuant to the above stipulation, all of the claims asserted in subgroups H, I, J, K, L, M by every  
22 officer in those subgroups are hereby dismissed with prejudice. The parties to bear their  
23 respective fees and costs with respect to these subgroups. No adverse inference shall be drawn  
24 from the withdrawal of these claims.

25 Dated: July   , 2009

26   
27 HON. SUSAN ILLSTON  
28 UNITED STATES DISTRICT COURT